

Please type a plus sign (+) inside this box [ + ]

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

**CONTINUED PROSECUTION APPLICATION (CPA)  
REQUEST TRANSMITTAL**

Submit an original, and a duplicate for fee processing.

(Only for nonprovisional utility and plant applications, including a prior CPA under 37 CFR 1.53(d), filed before May 29, 2000, and for all design applications.)

CHECK BOX, if applicable:

[ ] DUPLICATE

ADDRESS TO: Assistant Commissioner for Patents  
BOX CPA  
Washington, D.C. 20231

RECEIVED

DEC 04 2000

Attorney Docket No. 80398.P109

First Named Inventor Claar et al.

Express Mail Label No. EL580086960US

Total Pages 2

Technology Center 2600

This is a request for a X continuation or \_\_\_\_\_ divisional under 37 CFR 1.53(d) (continuation prosecution application (CPA)) of prior application No: 08/ 936,708, filed on September 24, 1997, entitled Method and Apparatus For Providing a Graphical User Interface for a Player Recorder/System

If the Patent and Trademark Office determines that this request under 37 CFR 1.53(d) is improper, the Office is requested to treat this CPA as a request for continued examination of the above identified application under 37 CFR 1.114.

**NOTES**

**FILING QUALIFICATIONS:** The prior application identified above must be a nonprovisional plant or utility application that is either: (1) complete as defined by 37 CFR 1.51(b) and filed on or after June 8, 1995 and before May 29, 2000, or (2) the national stage of an international application in compliance with 35 U.S.C. 371 and filed on or after June 8, 1995 and before May 29, 2000, or (3) a design patent.

**C-I-P NOT PERMITTED:** A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53(d), but must be filed under 37 CFR 1.53(b).

**EXPRESS ABANDONMENT OF PRIOR APPLICATION:** The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

**EFFECT ON PATENT TERM ADJUSTMENTS:** A CPA filed on or after May 29, 2000 is considered a new application for purposes of calculating accumulation of PTA against the 3-year pendency provision under 35 U.S.C. 1.32(b).

**ACCESS TO PRIOR APPLICATION:** The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

**35 U.S.C. 120 STATEMENT:** In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

1. X Enter the unentered amendment previously filed on September 29, 2000 under 37 CFR 1.116 in the prior nonprovisional application.
2. \_\_\_\_\_ A preliminary amendment is enclosed.
3. \_\_\_\_\_ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)4.  
a. DELETE the following inventor(s) named in the prior nonprovisional application:  
\_\_\_\_\_  
b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. \_\_\_\_\_ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. \_\_\_\_\_ Information Disclosure Statement (IDS) is enclosed:  
a. \_\_\_\_\_ PTO - 1449  
b. \_\_\_\_\_ Copies of IDS Citations

12/01/2000 SLURMS1 00000015 022666 08936708 710.00 DP 240.00 DP 36.00 DP

**CLAIMS**

(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
Total Claims (37 CFR 1.16(c))	<u>22</u> - <u>20</u> =	<u>2</u>	X \$ <u>18.00</u> =	\$ <u>36.00</u>
Independent Claims (37 CFR 1.16(b))	<u>6</u> - <u>3</u> =	<u>3</u>	X \$ <u>80.00</u> =	\$ <u>240.00</u>
Multiple Dependent Claims (if applicable) (37 CFR 1.16(d))			+ \$ _____ =	\$ _____
			BASIC FEE (37 CFR 1.16(a))	\$ <u>710.00</u>
Total of above Calculations				= \$ <u>986.00</u>
Reduction by 50% for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).				\$ _____
TOTAL =				\$ <u>986.00</u>

6. ☐ Small entity status:

- a. ☐ A small entity statement is enclosed.
- b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- c. ☐ Is no longer claimed.

7. ☒ The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 02-2666.

- a. ☒ Fees required under 37 CFR 1.16.
- b. ☒ Fees required under 37 CFR 1.17.
- c. ☐ Fees required under 37 CFR 1.18.

8. ☒ A check in the amount of \$ 986.00 is enclosed.9. ☐ Other: \_\_\_\_\_**NOTE:** The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.**10. NEW CORRESPONDENCE ADDRESS**

\_\_\_\_ Customer Number or Bar Code Label  
OR \_\_\_\_\_ (Insert Customer No. or Attach Bar Code Label here)

\_\_\_\_ New Correspondence Address Below

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

CITY \_\_\_\_\_ STATE \_\_\_\_\_ ZIP CODE \_\_\_\_\_

COUNTRY \_\_\_\_\_ TELEPHONE \_\_\_\_\_ FAX \_\_\_\_\_

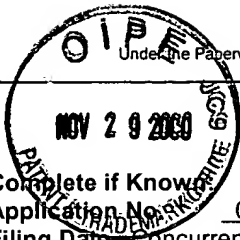
**11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

NAME Mark J. Fink

REGISTRATION NO. 45,270

SIGNATURE *Mark J. Fink*

DATE November 29, 2000

**FEE TRANSMITTAL FOR FY 2001**TOTAL AMOUNT OF PAYMENT (\$) 1376.00**RECEIVED**

DEC 04 2000

Technology Center 2600

Complete if Known

Application No. 08/936,708Filing Date Concurrently HerewithFirst Named Inventor Claar et al.Group Art Unit 2747Examiner Name Lee, P.Attorney Docket No. 80398.P109**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666

Deposit Account Name \_\_\_\_\_

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed: ☒ Check  
☐ Credit Card  
☐ Money Order  
☐ Other

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
101	710	201	355	Utility application filing fee	<u>710.00</u>
106	320	206	160	Design application filing fee	_____
107	490	207	245	Plant filing fee	_____
108	710	208	355	Reissue filing fee	_____
114	150	214	75	Provisional application filing fee	_____

SUBTOTAL (1) \$ 710.00**2. EXTRA CLAIM FEES**

		Extra Claims		Fee from below		Fee Paid	
Total Claims	<u>22</u>	- 20** =	<u>2</u>	X	<u>18.00</u>	=	<u>36.00</u>
Independent Claims	<u>6</u>	- 3** =	<u>3</u>	X	<u>80.00</u>	=	<u>240.00</u>
Multiple Dependent						=	

\*\*Or number previously paid, if greater; For Reissues, see below.

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
103	18	203	9	Claims in excess of 20	<u>36.00</u>
102	80	202	40	Independent claims in excess of 3	<u>240.00</u>
104	270	204	135	Multiple dependent claim, if not paid	<u>0.00</u>
109	80	209	40	**Reissue independent claims over original patent	<u>0.00</u>
110	18	210	9	**Reissue claims in excess of 20 and over original patent	<u>0.00</u>

SUBTOTAL (2) \$ 276.00**FEE CALCULATION (continued)**

12/01/2000 SLUAGS1 00000015 022666 08936708

RECEIVED

DEC 04 2000

Technology Center 2600  
Fee Paid

## 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	390.00
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	130	123	130	Petitions related to provisional applications	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	For filing a submission after final rejection (see 37 CFR 1.129(a))	
149	710	249	355	For each additional invention to be examined (see 37 CFR 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify) _____					
Other fee (specify) _____					

SUBTOTAL (3) \$ 390.00

\*Reduced by Basic Filing Fee Paid

## SUBMITTED BY:

Typed or Printed Name: Mark J. Fink

Signature: Mark J. Fink

Date: November 29, 2000

Reg. Number: 45,270

Telephone Number: 203-740-1980

Express Mail mailing label number:

EL580086960US

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO 2028.

I hereby certify that I am causing this paper or fee to be deposited with the United States Postal Service "Express Mail" Post Office to Addressee" service on the date indicated above and that this paper or fee has been addressed to the Assistant Commissioner for Patents, Washington, DC 20231.

Nov. 29, 2000

Date of Deposit

Debbie Peloguin

Name of Person Mailing Correspondence

Debbie Peloguin

Signature

11-29-00

Date

Docket No.: 80398.P109

Express Mail No.: EL58008690US